

# House Study Bill 174

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED GOVERNOR'S  
BUDGET BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act appropriating federal funds made available from federal  
2 block grants and other federal grants, allocating portions of  
3 federal block grants, and providing procedures if federal  
4 funds are more or less than anticipated or if federal block  
5 grants are more or less than anticipated.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 1 Section 1. SUBSTANCE ABUSE APPROPRIATION.

1 2 1. There is appropriated from the fund created by section  
1 3 8.41 to the department of public health for the federal fiscal  
1 4 year beginning October 1, 2009, and ending September 30, 2010,  
1 5 the following amount:

1 6 ..... \$ 13,477,961

1 7 a. Funds appropriated in this subsection are the  
1 8 anticipated funds to be received from the federal government  
1 9 for the designated federal fiscal year under 42 U.S.C., ch.  
1 10 6A, subc. XVII, part B, subpart ii, which provides for the  
1 11 substance abuse prevention and treatment block grant. The  
1 12 department shall expend the funds appropriated in this  
1 13 subsection as provided in the federal law making the funds  
1 14 available and in conformance with chapter 17A.

1 15 b. Of the funds appropriated in this subsection, an amount  
1 16 not exceeding 5 percent shall be used by the department for  
1 17 administrative expenses.

1 18 c. The department shall expend no less than an amount  
1 19 equal to the amount expended for treatment services in the  
1 20 state fiscal year beginning July 1, 2008, for pregnant women  
1 21 and women with dependent children.

1 22 d. Of the funds appropriated in this subsection, an amount  
1 23 not exceeding \$24,585 shall be used for audits.

1 24 2. At least 20 percent of the funds remaining from the  
1 25 appropriation made in subsection 1 shall be allocated for  
1 26 prevention programs.

1 27 3. In implementing the federal substance abuse prevention  
1 28 and treatment block grant under 42 U.S.C., ch. 6A, subc. XVII,  
1 29 and any other applicable provisions of the federal Public  
1 30 Health Service Act under 42 U.S.C., ch. 6A, the department  
1 31 shall apply the provisions of Pub. L. No. 106-310, } 3305, as  
1 32 codified in 42 U.S.C. } 300x=65, relating to services under  
1 33 such federal law being provided by religious and other  
1 34 nongovernmental organizations.

1 35 Sec. 2. COMMUNITY MENTAL HEALTH SERVICES APPROPRIATION.

2 1 1. a. There is appropriated from the fund created by  
2 2 section 8.41 to the department of human services for the  
2 3 federal fiscal year beginning October 1, 2009, and ending  
2 4 September 30, 2010, the following amount:

2 5 ..... \$ 3,500,167

2 6 b. Funds appropriated in this subsection are the  
2 7 anticipated funds to be received from the federal government  
2 8 for the designated federal fiscal year under 42 U.S.C., ch.  
2 9 6A, subc. XVII, part B, subpart i, which provides for the  
2 10 community mental health services block grant. The department  
2 11 shall expend the funds appropriated in this subsection as  
2 12 provided in the federal law making the funds available and in  
2 13 conformance with chapter 17A.

2 14 c. The department shall allocate not less than 95 percent  
2 15 of the amount of the block grant to eligible community mental  
2 16 health services providers for carrying out the plan submitted

2 17 to and approved by the federal substance abuse and mental  
2 18 health services administration for the fiscal year involved.  
2 19 d. Of the amount allocated to eligible services providers  
2 20 under paragraph "c", 70 percent shall be distributed to the  
2 21 state's accredited community mental health centers established  
2 22 or designated by counties in accordance with law or  
2 23 administrative rule. If a county has not established or  
2 24 designated a community mental health center and has received a  
2 25 waiver from the mental health, mental retardation,  
2 26 developmental disabilities, and brain injury commission, the  
2 27 mental health services provider designated by that county is  
2 28 eligible to receive funding distributed pursuant to this  
2 29 paragraph in lieu of a community mental health center. The  
2 30 funding distributed shall be used by recipients of the funding  
2 31 for the purpose of developing and providing evidence-based  
2 32 practices and emergency services to adults with a serious  
2 33 mental illness and children with a serious emotional  
2 34 disturbance. The distribution amounts shall be announced at  
2 35 the beginning of the federal fiscal year and distributed on a  
3 1 quarterly basis according to the formulas used in previous  
3 2 fiscal years. Recipients shall submit quarterly reports  
3 3 containing data consistent with the performance measures  
3 4 approved by the federal substance abuse and mental health  
3 5 services administration.

3 6 2. An amount not exceeding 5 percent of the funds  
3 7 appropriated in subsection 1 shall be used by the department  
3 8 of human services for administrative expenses. From the funds  
3 9 set aside by this subsection for administrative expenses, the  
3 10 department shall pay to the auditor of state an amount  
3 11 sufficient to pay the cost of auditing the use and  
3 12 administration of the state's portion of the funds  
3 13 appropriated in subsection 1. The auditor of state shall bill  
3 14 the department for the costs of the audits.

3 15 Sec. 3. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

3 16 1. There is appropriated from the fund created by section  
3 17 8.41 to the department of public health for the federal fiscal  
3 18 year beginning October 1, 2009, and ending September 30, 2010,  
3 19 the following amount:

3 20 ..... \$ 6,512,104

3 21 a. The funds appropriated in this subsection are the funds  
3 22 anticipated to be received from the federal government for the  
3 23 designated federal fiscal year under 42 U.S.C., ch. 7, subc.  
3 24 V, which provides for the maternal and child health services  
3 25 block grant. The department shall expend the funds  
3 26 appropriated in this subsection as provided in the federal law  
3 27 making the funds available and in conformance with chapter  
3 28 17A.

3 29 b. Funds appropriated in this subsection shall not be used  
3 30 by the university of Iowa hospitals and clinics for indirect  
3 31 costs.

3 32 2. An amount not exceeding 10 percent of the funds  
3 33 appropriated in subsection 1 shall be used by the department  
3 34 of public health for administrative expenses.

3 35 3. The departments of public health, human services, and  
4 1 education and the university of Iowa's mobile and regional  
4 2 child health specialty clinics shall continue to pursue to the  
4 3 maximum extent feasible the coordination and integration of  
4 4 services to women and children.

4 5 4. a. Sixty-three percent of the remaining funds  
4 6 appropriated in subsection 1 shall be allocated to supplement  
4 7 appropriations for maternal and child health programs within  
4 8 the department of public health. Of these funds, \$300,291  
4 9 shall be set aside for the statewide perinatal care program.

4 10 b. Thirty-seven percent of the remaining funds  
4 11 appropriated in subsection 1 shall be allocated to the  
4 12 university of Iowa hospitals and clinics under the control of  
4 13 the state board of regents for mobile and regional child  
4 14 health specialty clinics. The university of Iowa hospitals  
4 15 and clinics shall not receive an allocation for indirect costs  
4 16 from the funds for this program. Priority shall be given to  
4 17 establishment and maintenance of a statewide system of mobile  
4 18 and regional child health specialty clinics.

4 19 5. The department of public health shall administer the  
4 20 statewide maternal and child health program and the disabled  
4 21 children's program by conducting mobile and regional child  
4 22 health specialty clinics and conducting other activities to  
4 23 improve the health of low-income women and children and to  
4 24 promote the welfare of children with actual or potential  
4 25 handicapping conditions and chronic illnesses in accordance  
4 26 with the requirements of Title V of the federal Social  
4 27 Security Act.

4 28 Sec. 4. PREVENTIVE HEALTH AND HEALTH SERVICES

4 29 APPROPRIATIONS.

4 30 1. There is appropriated from the fund created by section  
4 31 8.41 to the department of public health for the federal fiscal  
4 32 year beginning October 1, 2009, and ending September 30, 2010,  
4 33 the following amount:

4 34 ..... \$ 1,064,859

4 35 Funds appropriated in this subsection are the funds  
5 1 anticipated to be received from the federal government for the  
5 2 designated federal fiscal year under 42 U.S.C., ch. 6A, subc.  
5 3 XVII, part A, which provides for the preventive health and  
5 4 health services block grant. The department shall expend the  
5 5 funds appropriated in this subsection as provided in the  
5 6 federal law making the funds available and in conformance with  
5 7 chapter 17A.

5 8 2. Of the funds appropriated in subsection 1, an amount  
5 9 not more than 10 percent shall be used by the department for  
5 10 administrative expenses.

5 11 3. Of the funds appropriated in subsection 1, the specific  
5 12 amount of funds stipulated by the notice of the block grant  
5 13 award shall be allocated for services to victims of sex  
5 14 offenses and for rape prevention education.

5 15 4. After deducting the funds allocated in subsections 2  
5 16 and 3, the remaining funds appropriated in subsection 1 may be  
5 17 used by the department for healthy people 2010/healthy Iowans  
5 18 2010 program objectives, preventive health advisory committee,  
5 19 and risk reduction services, including nutrition programs,  
5 20 health incentive programs, chronic disease services, emergency  
5 21 medical services, monitoring of the fluoridation program and  
5 22 start-up fluoridation grants, and acquired immune deficiency  
5 23 syndrome services. The moneys specified in this subsection  
5 24 shall not be used by the university of Iowa hospitals and  
5 25 clinics or by the state hygienic laboratory for the funding of  
5 26 indirect costs.

5 27 Sec. 5. STOP VIOLENCE AGAINST WOMEN GRANT PROGRAM

5 28 APPROPRIATION.

5 29 1. There is appropriated from the fund created by section  
5 30 8.41 to the department of justice for the federal fiscal year  
5 31 beginning October 1, 2009, and ending September 30, 2010, the  
5 32 following amount:

5 33 ..... \$ 1,393,190

5 34 Funds appropriated in this subsection are the anticipated  
5 35 funds to be received from the federal government for the  
6 1 designated fiscal year under 42 U.S.C., ch. 46, } 3796gg=1,  
6 2 which provides for grants to combat violent crimes against  
6 3 women. The department of justice shall expend the funds  
6 4 appropriated in this subsection as provided in the federal law  
6 5 making the funds available and in conformance with chapter  
6 6 17A.

6 7 2. An amount not exceeding 10 percent of the funds  
6 8 appropriated in subsection 1 shall be used by the department  
6 9 of justice for administrative expenses. From the funds set  
6 10 aside by this subsection for administrative expenses, the  
6 11 department shall pay to the auditor of state an amount  
6 12 sufficient to pay the cost of auditing the use and  
6 13 administration of the state's portion of the funds  
6 14 appropriated in subsection 1.

6 15 Sec. 6. RESIDENTIAL SUBSTANCE ABUSE TREATMENT FOR STATE  
6 16 PRISONERS FORMULA GRANT PROGRAM. There is appropriated from  
6 17 the fund created by section 8.41 to the governor's office of  
6 18 drug control policy for the federal fiscal year beginning  
6 19 October 1, 2009, and ending September 30, 2010, the following  
6 20 amount:

6 21 ..... \$ 77,360

6 22 Funds appropriated in this section are the funds  
6 23 anticipated to be received from the federal government for the  
6 24 designated fiscal year under 42 U.S.C., ch. 46, subc. XII=G,  
6 25 which provides grants for substance abuse treatment programs  
6 26 in state and local correctional facilities. The drug policy  
6 27 coordinator shall expend the funds appropriated in this  
6 28 section as provided in federal law making the funds available  
6 29 and in conformance with chapter 17A.

6 30 Sec. 7. EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM

6 31 APPROPRIATION.

6 32 1. There is appropriated from the fund created by section  
6 33 8.41 to the governor's office of drug control policy for the  
6 34 federal fiscal year beginning October 1, 2009, and ending  
6 35 September 30, 2010, the following amount:

7 1 ..... \$ 1,052,157

7 2 Funds appropriated in this subsection are the anticipated  
7 3 funds to be received from the federal government for the

7 4 designated fiscal year under 42 U.S.C., ch. 46, subc. V, which  
7 5 provides for the Edward Byrne memorial justice assistance  
7 6 grant program. The drug policy coordinator shall expend the  
7 7 funds appropriated in this subsection as provided in the  
7 8 federal law making the funds available and in conformance with  
7 9 chapter 17A.

7 10 2. An amount not exceeding 10 percent of the funds  
7 11 appropriated in subsection 1 shall be used by the drug policy  
7 12 coordinator for administrative expenses. From the funds set  
7 13 aside by this subsection for administrative expenses, the drug  
7 14 policy coordinator shall pay to the auditor of state an amount  
7 15 sufficient to pay the cost of auditing the use and  
7 16 administration of the state's portion of the funds  
7 17 appropriated in subsection 1.

7 18 Sec. 8. COMMUNITY SERVICES APPROPRIATIONS.

7 19 1. a. There is appropriated from the fund created by  
7 20 section 8.41 to the division of community action agencies of  
7 21 the department of human rights for the federal fiscal year  
7 22 beginning October 1, 2009, and ending September 30, 2010, the  
7 23 following amount:

7 24 ..... \$ 7,037,445

7 25 Funds appropriated in this subsection are the funds  
7 26 anticipated to be received from the federal government for the  
7 27 designated federal fiscal year under 42 U.S.C., ch. 106, which  
7 28 provides for the community services block grant. The division  
7 29 of community action agencies of the department of human rights  
7 30 shall expend the funds appropriated in this subsection as  
7 31 provided in the federal law making the funds available and in  
7 32 conformance with chapter 17A.

7 33 b. The administrator of the division of community action  
7 34 agencies of the department of human rights shall allocate not  
7 35 less than 96 percent of the amount of the block grant to  
8 1 eligible community action agencies for programs benefiting  
8 2 low-income persons. Each eligible agency shall receive a  
8 3 minimum allocation of not less than \$100,000. The minimum  
8 4 allocation shall be achieved by redistributing increased funds  
8 5 from agencies experiencing a greater share of available funds.  
8 6 The funds shall be distributed on the basis of the poverty=  
8 7 level population in the area represented by the community  
8 8 action areas compared to the size of the poverty-level  
8 9 population in the state.

8 10 2. An amount not exceeding 4 percent of the funds  
8 11 appropriated in subsection 1 shall be used by the division of  
8 12 community action agencies of the department of human rights  
8 13 for administrative expenses. From the funds set aside by this  
8 14 subsection for administrative expenses, the division of  
8 15 community action agencies of the department of human rights  
8 16 shall pay to the auditor of state an amount sufficient to pay  
8 17 the cost of auditing the use and administration of the state's  
8 18 portion of the funds appropriated in subsection 1. The  
8 19 auditor of state shall bill the division of community action  
8 20 agencies for the costs of the audits.

8 21 Sec. 9. COMMUNITY DEVELOPMENT APPROPRIATIONS.

8 22 1. There is appropriated from the fund created by section  
8 23 8.41 to the department of economic development for the federal  
8 24 fiscal year beginning October 1, 2009, and ending September  
8 25 30, 2010, the following amount:

8 26 ..... \$ 25,700,000

8 27 Funds appropriated in this subsection are the funds  
8 28 anticipated to be received from the federal government for the  
8 29 designated federal fiscal year under 42 U.S.C., ch. 69, which  
8 30 provides for community development block grants. The  
8 31 department of economic development shall expend the funds  
8 32 appropriated in this subsection as provided in the federal law  
8 33 making the funds available and in conformance with chapter  
8 34 17A.

8 35 2. An amount not exceeding \$1,128,000 for the federal  
9 1 fiscal year beginning October 1, 2009, shall be used by the  
9 2 department of economic development for administrative expenses  
9 3 for the community development block grant. The total amount  
9 4 used for administrative expenses includes \$614,000 for the  
9 5 federal fiscal year beginning October 1, 2009, of funds  
9 6 appropriated in subsection 1 and a matching contribution from  
9 7 the state equal to \$514,000 from the appropriation of state  
9 8 funds for the community development block grant and state  
9 9 appropriations for related activities of the department of  
9 10 economic development. From the funds set aside for  
9 11 administrative expenses by this subsection, the department of  
9 12 economic development shall pay to the auditor of state an  
9 13 amount sufficient to pay the cost of auditing the use and  
9 14 administration of the state's portion of the funds

9 15 appropriated in subsection 1. The auditor of state shall bill  
9 16 the department for the costs of the audit.

9 17 Sec. 10. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

9 18 1. There is appropriated from the fund created by section  
9 19 8.41 to the division of community action agencies of the  
9 20 department of human rights for the federal fiscal year  
9 21 beginning October 1, 2009, and ending September 30, 2010, the  
9 22 following amount:

9 23 ..... \$ 67,802,538

9 24 The funds appropriated in this subsection are the funds  
9 25 anticipated to be received from the federal government for the  
9 26 designated federal fiscal year under 42 U.S.C., ch. 94, subc.  
9 27 II, which provides for the low-income home energy assistance  
9 28 block grants. The division of community action agencies of  
9 29 the department of human rights shall expend the funds  
9 30 appropriated in this subsection as provided in the federal law  
9 31 making the funds available and in conformance with chapter  
9 32 17A.

9 33 2. Up to 15 percent of the amount appropriated in this  
9 34 section that is actually received shall be used for  
9 35 residential weatherization or other related home repairs for  
10 1 low-income households. Of this allocation amount, not more  
10 2 than 10 percent may be used for administrative expenses.

10 3 3. After subtracting the allocation in subsection 2, up to  
10 4 10 percent of the remainder is allocated for administrative  
10 5 expenses of the low-income home energy assistance program of  
10 6 which \$377,000 is allocated for administrative expenses of the  
10 7 division. The costs of auditing the use and administration of  
10 8 the portion of the appropriation in this section that is  
10 9 retained by the state shall be paid from the amount allocated  
10 10 in this subsection to the division. The auditor of state  
10 11 shall bill the division for the audit costs.

10 12 4. The remainder of the appropriation in this section  
10 13 following the allocations made in subsections 2 and 3, shall  
10 14 be used to help eligible households as defined in 42 U.S.C.,  
10 15 ch. 94, subc. II, to meet home energy costs.

10 16 5. Not more than 10 percent of the amount appropriated in  
10 17 this section that is actually received may be carried forward  
10 18 for use in the succeeding federal fiscal year.

10 19 6. Expenditures for assessment and resolution of energy  
10 20 problems shall be limited to 5 percent of the amount  
10 21 appropriated in this section that is actually received.

10 22 Sec. 11. SOCIAL SERVICES APPROPRIATIONS.

10 23 1. There is appropriated from the fund created by section  
10 24 8.41 to the department of human services for the federal  
10 25 fiscal year beginning October 1, 2009, and ending September  
10 26 30, 2010, the following amount:

10 27 ..... \$ 16,680,041

10 28 Funds appropriated in this subsection are the funds  
10 29 anticipated to be received from the federal government for the  
10 30 designated federal fiscal year under 42 U.S.C., ch. 7, subc.  
10 31 XX, which provides for the social services block grant. The  
10 32 department of human services shall expend the funds  
10 33 appropriated in this subsection as provided in the federal law  
10 34 making the funds available and in conformance with chapter  
10 35 17A.

11 1 2. Not more than \$1,065,049 of the funds appropriated in  
11 2 subsection 1 shall be used by the department of human services  
11 3 for general administration. From the funds set aside in this  
11 4 subsection for general administration, the department of human  
11 5 services shall pay to the auditor of state an amount  
11 6 sufficient to pay the cost of auditing the use and  
11 7 administration of the state's portion of the funds  
11 8 appropriated in subsection 1.

11 9 3. In addition to the allocation for general  
11 10 administration in subsection 2, the remaining funds  
11 11 appropriated in subsection 1 shall be allocated in the  
11 12 following amounts to supplement appropriations for the federal  
11 13 fiscal year beginning October 1, 2009, for the following  
11 14 programs within the department of human services:

11 15 a. Field operations:  
11 16 ..... \$ 6,370,179

11 17 b. Child and family services:  
11 18 ..... \$ 951,463

11 19 c. Local administrative costs and other local services:  
11 20 ..... \$ 675,575

11 21 d. Volunteers:  
11 22 ..... \$ 73,963

11 23 e. MH/MR/DD/BI community services (local purchase):  
11 24 ..... \$ 7,540,812

11 25 Sec. 12. SOCIAL SERVICES BLOCK GRANT PLAN. The department

11 26 of human services during each state fiscal year shall develop  
11 27 a plan for the use of federal social services block grant  
11 28 funds for the subsequent state fiscal year.

11 29 The proposed plan shall include all programs and services  
11 30 at the state level which the department proposes to fund with  
11 31 federal social services block grant funds, and shall identify  
11 32 state and other funds which the department proposes to use to  
11 33 fund the state programs and services.

11 34 The proposed plan shall also include all local programs and  
11 35 services which are eligible to be funded with federal social  
12 1 services block grant funds, the total amount of federal social  
12 2 services block grant funds available for the local programs  
12 3 and services, and the manner of distribution of the federal  
12 4 social services block grant funds to the counties. The  
12 5 proposed plan shall identify state and local funds which will  
12 6 be used to fund the local programs and services.

12 7 The proposed plan shall be submitted with the department's  
12 8 budget requests to the governor and the general assembly.

12 9 Sec. 13. PROJECTS FOR ASSISTANCE IN TRANSITION FROM  
12 10 HOMELESSNESS.

12 11 1. Upon receipt of the minimum formula grant from the  
12 12 federal alcohol, drug abuse, and mental health administration  
12 13 to provide mental health services for the homeless, for the  
12 14 federal fiscal year beginning October 1, 2009, and ending  
12 15 September 30, 2010, the department of human services shall  
12 16 assure that a project which receives funds under the formula  
12 17 grant from either the federal or local match share of 25  
12 18 percent in order to provide outreach services to persons who  
12 19 have chronic mental illness and are homeless or who are  
12 20 subject to a significant probability of becoming homeless  
12 21 shall do all of the following:

12 22 a. Provide community mental health services, diagnostic  
12 23 services, crisis intervention services, and habilitation and  
12 24 rehabilitation services.

12 25 b. Refer clients to medical facilities for necessary  
12 26 hospital services, and to entities that provide primary health  
12 27 services and substance abuse services.

12 28 c. Provide appropriate training to persons who provide  
12 29 services to persons targeted by the grant.

12 30 d. Provide case management to homeless persons.

12 31 e. Provide supportive and supervisory services to certain  
12 32 homeless persons living in residential settings which are not  
12 33 otherwise supported.

12 34 2. Projects may expend funds for housing services  
12 35 including minor renovation, expansion and repair of housing,  
13 1 security deposits, planning of housing, technical assistance  
13 2 in applying for housing, improving the coordination of housing  
13 3 services, the costs associated with matching eligible homeless  
13 4 individuals with appropriate housing, and one-time rental  
13 5 payments to prevent eviction.

13 6 Sec. 14. CHILD CARE AND DEVELOPMENT APPROPRIATION. There  
13 7 is appropriated from the fund created by section 8.41 to the  
13 8 department of human services for the federal fiscal year  
13 9 beginning October 1, 2009, and ending September 30, 2010, the  
13 10 following amount:

13 11 ..... \$ 43,311,572

13 12 Funds appropriated in this section are the funds  
13 13 anticipated to be received from the federal government under  
13 14 42 U.S.C., ch. 105, subc. II=B, which provides for the child  
13 15 care and development block grant. The department shall expend  
13 16 the funds appropriated in this section as provided in the  
13 17 federal law making the funds available and in conformance with  
13 18 chapter 17A.

13 19 Moneys appropriated in this section that remain  
13 20 unencumbered or unobligated at the close of the fiscal year  
13 21 shall revert to be available for appropriation for purposes of  
13 22 the child care and development block grant in the succeeding  
13 23 fiscal year.

13 24 Sec. 15. PROCEDURE FOR REDUCED FEDERAL FUNDS.

13 25 1. If the funds received from the federal government for  
13 26 the block grants specified in this Act are less than the  
13 27 amounts appropriated, the funds actually received shall be  
13 28 prorated by the governor for the various programs, other than  
13 29 for the services to victims of sex offenses and for rape  
13 30 prevention education under section 4, subsection 3, of this  
13 31 Act, for which each block grant is available according to the  
13 32 percentages that each program is to receive as specified in  
13 33 this Act. However, if the governor determines that the funds  
13 34 allocated by the percentages will not be sufficient to  
13 35 accomplish the purposes of a particular program, or if the  
14 1 appropriation is not allocated by percentage, the governor may

14 2 allocate the funds in a manner which will accomplish to the  
14 3 greatest extent possible the purposes of the various programs  
14 4 for which the block grants are available.

14 5 2. Before the governor implements the actions provided for  
14 6 in subsection 1, the following procedures shall be taken:

14 7 a. The chairpersons and ranking members of the senate and  
14 8 house standing committees on appropriations, the appropriate  
14 9 chairpersons and ranking members of subcommittees of those  
14 10 committees, and the director of the legislative services  
14 11 agency shall be notified of the proposed action.

14 12 b. The notice shall include the proposed allocations, and  
14 13 information on the reasons why particular percentages or  
14 14 amounts of funds are allocated to the individual programs, the  
14 15 departments and programs affected, and other information  
14 16 deemed useful. Chairpersons and ranking members notified  
14 17 shall be allowed at least two weeks to review and comment on  
14 18 the proposed action before the action is taken.

14 19 Sec. 16. PROCEDURE FOR INCREASED FEDERAL FUNDS.

14 20 1. If funds received from the federal government in the  
14 21 form of block grants exceed the amounts appropriated in  
14 22 sections 1, 2, 3, 4, 7, 9, and 11 of this Act, the excess  
14 23 shall be prorated to the appropriate programs according to the  
14 24 percentages specified in those sections, except additional  
14 25 funds shall not be prorated for administrative expenses.

14 26 2. If actual funds received from the federal government  
14 27 from block grants exceed the amount appropriated in section 10  
14 28 of this Act for the low-income home energy assistance program,  
14 29 not more than 15 percent of the excess may be allocated to the  
14 30 low-income residential weatherization program and not more  
14 31 than 5 percent of the excess may be used for administrative  
14 32 costs.

14 33 3. If funds received from the federal government from  
14 34 community services block grants exceed the amount appropriated  
14 35 in section 8 of this Act, 100 percent of the excess is

15 1 allocated to the community services block grant program.

15 2 Sec. 17. PROCEDURE FOR EXPENDITURE OF ADDITIONAL FEDERAL  
15 3 FUNDS. If other federal grants, receipts, and funds and other  
15 4 nonstate grants, receipts, and funds become available or are  
15 5 awarded which are not available or awarded during the period  
15 6 in which the general assembly is in session, but which require  
15 7 expenditure by the applicable department or agency prior to  
15 8 March 15 of the fiscal year beginning July 1, 2009, and ending  
15 9 June 30, 2010, these grants, receipts, and funds are  
15 10 appropriated to the extent necessary, provided that the fiscal  
15 11 committee of the legislative council is notified within thirty  
15 12 days of receipt of the grants, receipts, or funds and the  
15 13 fiscal committee of the legislative council has an opportunity  
15 14 to comment on the expenditure of the grants, receipts, or  
15 15 funds.

15 16 Sec. 18. DEPARTMENT OF ADMINISTRATIVE SERVICES. Federal  
15 17 grants, receipts, and funds and other nonstate grants,  
15 18 receipts, and funds, available in whole or in part of the  
15 19 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
15 20 are appropriated to the department of administrative services  
15 21 for the purposes set forth in the grants, receipts, or  
15 22 conditions accompanying the receipt of the funds, unless  
15 23 otherwise provided by law.

15 24 Sec. 19. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.  
15 25 Federal grants, receipts, and funds and other nonstate grants,  
15 26 receipts, and funds, available in whole or in part for the  
15 27 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
15 28 are appropriated to the department of agriculture and land  
15 29 stewardship for the purposes set forth in the grants,  
15 30 receipts, or conditions accompanying the receipt of the funds,  
15 31 unless otherwise provided by law.

15 32 Sec. 20. OFFICE OF AUDITOR OF STATE. Federal grants,  
15 33 receipts, and funds and other nonstate grants, receipts, and  
15 34 funds, available in whole or in part for the fiscal year  
15 35 beginning July 1, 2009, and ending June 30, 2010, are  
16 1 appropriated to the office of auditor of state for the  
16 2 purposes set forth in the grants, receipts, or conditions  
16 3 accompanying the receipt of the funds, unless otherwise  
16 4 provided by law.

16 5 Sec. 21. DEPARTMENT FOR THE BLIND. Federal grants,  
16 6 receipts, and funds and other nonstate grants, receipts, and  
16 7 funds, available in whole or in part for the fiscal year  
16 8 beginning July 1, 2009, and ending June 30, 2010, are  
16 9 appropriated to the department for the blind for the purposes  
16 10 set forth in the grants, receipts, or conditions accompanying  
16 11 the receipt of the funds, unless otherwise provided by law.

16 12 Sec. 22. IOWA STATE CIVIL RIGHTS COMMISSION. Federal

16 13 grants, receipts, and funds and other nonstate grants,  
16 14 receipts, and funds, available in whole or in part for the  
16 15 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
16 16 are appropriated to the Iowa state civil rights commission for  
16 17 the purposes set forth in the grants, receipts, or conditions  
16 18 accompanying the receipt of the funds, unless otherwise  
16 19 provided by law.

16 20 Sec. 23. COLLEGE STUDENT AID COMMISSION. Federal grants,  
16 21 receipts, and funds and other nonstate grants, receipts, and  
16 22 funds, available in whole or in part for the fiscal year  
16 23 beginning July 1, 2009, and ending June 30, 2010, are  
16 24 appropriated to the college student aid commission for the  
16 25 purposes set forth in the grants, receipts, or conditions  
16 26 accompanying the receipt of the funds, unless otherwise  
16 27 provided by law.

16 28 Sec. 24. DEPARTMENT OF COMMERCE. Federal grants,  
16 29 receipts, and funds and other nonstate grants, receipts, and  
16 30 funds, available in whole or in part for the fiscal year  
16 31 beginning July 1, 2009, and ending June 30, 2010, are  
16 32 appropriated to the department of commerce for the purposes  
16 33 set forth in the grants, receipts, or conditions accompanying  
16 34 the receipt of the funds, unless otherwise provided by law.

16 35 Sec. 25. DEPARTMENT OF CORRECTIONS. Federal grants,  
17 1 receipts, and funds and other nonstate grants, receipts, and  
17 2 funds, available in whole or in part for the fiscal year  
17 3 beginning July 1, 2009, and ending June 30, 2010, are  
17 4 appropriated to the department of corrections for the purposes  
17 5 set forth in the grants, receipts, or conditions accompanying  
17 6 the receipt of the funds, unless otherwise provided by law.

17 7 Sec. 26. DEPARTMENT OF CULTURAL AFFAIRS. Federal grants,  
17 8 receipts, and funds and other nonstate grants, receipts, and  
17 9 funds, available in whole or in part for the fiscal year  
17 10 beginning July 1, 2009, and ending June 30, 2010, are  
17 11 appropriated to the department of cultural affairs for the  
17 12 purposes set forth in the grants, receipts, or conditions  
17 13 accompanying the receipt of the funds, unless otherwise  
17 14 provided by law.

17 15 Sec. 27. DEPARTMENT OF ECONOMIC DEVELOPMENT. Federal  
17 16 grants, receipts, and funds and other nonstate grants,  
17 17 receipts, and funds, available in whole or in part for the  
17 18 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
17 19 are appropriated to the department of economic development for  
17 20 the purposes set forth in the grants, receipts, or conditions  
17 21 accompanying the receipt of the funds, unless otherwise  
17 22 provided by law.

17 23 Sec. 28. DEPARTMENT OF EDUCATION. Federal grants,  
17 24 receipts, and funds and other nonstate grants, receipts, and  
17 25 funds, available in whole or in part for the fiscal year  
17 26 beginning July 1, 2009, and ending June 30, 2010, are  
17 27 appropriated to the department of education for the purposes  
17 28 set forth in the grants, receipts, or conditions accompanying  
17 29 the receipt of the funds, unless otherwise provided by law.

17 30 Sec. 29. DEPARTMENT OF ELDER AFFAIRS. Federal grants,  
17 31 receipts, and funds and other nonstate grants, receipts, and  
17 32 funds, available in whole or in part for the fiscal year  
17 33 beginning July 1, 2009, and ending June 30, 2010, are  
17 34 appropriated to the department of elder affairs for the  
17 35 purposes set forth in the grants, receipts, or conditions  
18 1 accompanying the receipt of the funds, unless otherwise  
18 2 provided by law.

18 3 Sec. 30. OFFICE OF ENERGY INDEPENDENCE. Federal grants,  
18 4 receipts, and funds and other nonstate grants, receipts, and  
18 5 funds, available in whole or in part for the fiscal year  
18 6 beginning July 1, 2009, and ending June 30, 2010, are  
18 7 appropriated to the office of energy independence for the  
18 8 purposes set forth in the grants, receipts, or conditions  
18 9 accompanying the receipt of the funds, unless otherwise  
18 10 provided by law.

18 11 Sec. 31. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD.  
18 12 Federal grants, receipts, and funds and other nonstate grants,  
18 13 receipts, and funds, available in whole or in part for the  
18 14 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
18 15 are appropriated to the Iowa ethics and campaign disclosure  
18 16 board for the purposes set forth in the grants, receipts, or  
18 17 conditions accompanying the receipt of the funds, unless  
18 18 otherwise provided by law.

18 19 Sec. 32. IOWA FINANCE AUTHORITY. Federal grants,  
18 20 receipts, and funds and other nonstate grants, receipts, and  
18 21 funds, available in whole or in part for the fiscal year  
18 22 beginning July 1, 2009, and ending June 30, 2010, are  
18 23 appropriated to the Iowa finance authority for the purposes

18 24 set forth in the grants, receipts, or conditions accompanying  
18 25 the receipt of the funds, unless otherwise provided by law.

18 26 Sec. 33. OFFICES OF THE GOVERNOR AND LIEUTENANT GOVERNOR.  
18 27 Federal grants, receipts, and funds and other nonstate grants,  
18 28 receipts, and funds, available in whole or in part for the  
18 29 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
18 30 are appropriated to the offices of the governor and lieutenant  
18 31 governor for the purposes set forth in the grants, receipts,  
18 32 or conditions accompanying the receipt of the funds, unless  
18 33 otherwise provided by law.

18 34 Sec. 34. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY.  
18 35 Federal grants, receipts, and funds and other nonstate grants,  
19 1 receipts, and funds, available in whole or in part for the  
19 2 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
19 3 are appropriated to the governor's office of drug control  
19 4 policy for the purposes set forth in the grants, receipts, or  
19 5 conditions accompanying the receipt of the funds, unless  
19 6 otherwise provided by law.

19 7 Sec. 35. DEPARTMENT OF HUMAN RIGHTS. Federal grants,  
19 8 receipts, and funds and other nonstate grants, receipts, and  
19 9 funds, available in whole or in part for the fiscal year  
19 10 beginning July 1, 2009, and ending June 30, 2010, are  
19 11 appropriated to the department of human rights for the  
19 12 purposes set forth in the grants, receipts, or conditions  
19 13 accompanying the receipt of the funds, unless otherwise  
19 14 provided by law.

19 15 Sec. 36. DEPARTMENT OF HUMAN SERVICES. Federal grants,  
19 16 receipts, and funds and other nonstate grants, receipts, and  
19 17 funds, available in whole or in part for the fiscal year  
19 18 beginning July 1, 2009, and ending June 30, 2010, are  
19 19 appropriated to the department of human services, for the  
19 20 purposes set forth in the grants, receipts, or conditions  
19 21 accompanying the receipt of the funds, unless otherwise  
19 22 provided by law.

19 23 Sec. 37. DEPARTMENT OF INSPECTIONS AND APPEALS. Federal  
19 24 grants, receipts, and funds and other nonstate grants,  
19 25 receipts, and funds, available in whole or in part for the  
19 26 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
19 27 are appropriated to the department of inspections and appeals  
19 28 for the purposes set forth in the grants, receipts, or  
19 29 conditions accompanying the receipt of the funds, unless  
19 30 otherwise provided by law.

19 31 Sec. 38. JUDICIAL BRANCH. Federal grants, receipts, and  
19 32 funds and other nonstate grants, receipts, and funds,  
19 33 available in whole or in part for the fiscal year beginning  
19 34 July 1, 2009, and ending June 30, 2010, are appropriated to  
19 35 the judicial branch for the purposes set forth in the grants,  
20 1 receipts, or conditions accompanying the receipt of the funds,  
20 2 unless otherwise provided by law.

20 3 Sec. 39. DEPARTMENT OF JUSTICE. Federal grants, receipts,  
20 4 and funds and other nonstate grants, receipts, and funds,  
20 5 available in whole or in part for the fiscal year beginning  
20 6 July 1, 2009, and ending June 30, 2010, are appropriated to  
20 7 the department of justice for the purposes set forth in the  
20 8 grants, receipts, or conditions accompanying the receipt of  
20 9 the funds, unless otherwise provided by law.

20 10 Sec. 40. IOWA LAW ENFORCEMENT ACADEMY. Federal grants,  
20 11 receipts, and funds and other nonstate grants, receipts, and  
20 12 funds, available in whole or in part for the fiscal year  
20 13 beginning July 1, 2009, and ending June 30, 2010, are  
20 14 appropriated to the Iowa law enforcement academy for the  
20 15 purposes set forth in the grants, receipts, or conditions  
20 16 accompanying the receipt of the funds, unless otherwise  
20 17 provided by law.

20 18 Sec. 41. DEPARTMENT OF MANAGEMENT. Federal grants,  
20 19 receipts, and funds and other nonstate grants, receipts, and  
20 20 funds, available in whole or in part for the fiscal year  
20 21 beginning July 1, 2009, and ending June 30, 2010, are  
20 22 appropriated to the department of management for the purposes  
20 23 set forth in the grants, receipts, or conditions accompanying  
20 24 the receipt of the funds, unless otherwise provided by law.

20 25 Sec. 42. DEPARTMENT OF NATURAL RESOURCES. Federal grants,  
20 26 receipts, and funds and other nonstate grants, receipts, and  
20 27 funds, available in whole or in part for the fiscal year  
20 28 beginning July 1, 2009, and ending June 30, 2010, are  
20 29 appropriated to the department of natural resources for the  
20 30 purposes set forth in the grants, receipts, or conditions  
20 31 accompanying the receipt of the funds, unless otherwise  
20 32 provided by law.

20 33 Sec. 43. BOARD OF PAROLE. Federal grants, receipts, and  
20 34 funds and other nonstate grants, receipts, and funds,

20 35 available in whole or in part for the fiscal year beginning  
21 1 July 1, 2009, and ending June 30, 2010, are appropriated to  
21 2 the board of parole for the purposes set forth in the grants,  
21 3 receipts, or conditions accompanying the receipt of the funds,  
21 4 unless otherwise provided by law.

21 5 Sec. 44. DEPARTMENT OF PUBLIC DEFENSE. Federal grants,  
21 6 receipts, and funds and other nonstate grants, receipts, and  
21 7 funds, available in whole or in part for the fiscal year  
21 8 beginning July 1, 2009, and ending June 30, 2010, are  
21 9 appropriated to the department of public defense for the  
21 10 purposes set forth in the grants, receipts, or conditions  
21 11 accompanying the receipt of the funds, unless otherwise  
21 12 provided by law.

21 13 Sec. 45. PUBLIC EMPLOYMENT RELATIONS BOARD. Federal  
21 14 grants, receipts, and funds and other nonstate grants,  
21 15 receipts, and funds, available in whole or in part for the  
21 16 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
21 17 are appropriated to the public employment relations board for  
21 18 the purposes set forth in the grants, receipts, or conditions  
21 19 accompanying the receipt of the funds, unless otherwise  
21 20 provided by law.

21 21 Sec. 46. DEPARTMENT OF PUBLIC HEALTH. Federal grants,  
21 22 receipts, and funds and other nonstate grants, receipts, and  
21 23 funds, available in whole or in part for the fiscal year  
21 24 beginning July 1, 2009, and ending June 30, 2010, are  
21 25 appropriated to the department of public health for the  
21 26 purposes set forth in the grants, receipts, or conditions  
21 27 accompanying the receipt of the funds, unless otherwise  
21 28 provided by law.

21 29 Sec. 47. DEPARTMENT OF PUBLIC SAFETY. Federal grants,  
21 30 receipts, and funds and other nonstate grants, receipts, and  
21 31 funds, available in whole or in part for the fiscal year  
21 32 beginning July 1, 2009, and ending June 30, 2010, are  
21 33 appropriated to the department of public safety, for the  
21 34 purposes set forth in the grants, receipts, or conditions  
21 35 accompanying the receipt of the funds, unless otherwise  
22 1 provided by law.

22 2 Sec. 48. STATE BOARD OF REGENTS. Federal grants,  
22 3 receipts, and funds and other nonstate grants, receipts, and  
22 4 funds, available in whole or in part for the fiscal year  
22 5 beginning July 1, 2009, and ending June 30, 2010, are  
22 6 appropriated to the state board of regents for the purposes  
22 7 set forth in the grants, receipts, or conditions accompanying  
22 8 the receipt of the funds, unless otherwise provided by law.

22 9 Sec. 49. DEPARTMENT OF REVENUE. Federal grants, receipts,  
22 10 and funds and other nonstate grants, receipts, and funds,  
22 11 available in whole or in part for the fiscal year beginning  
22 12 July 1, 2009, and ending June 30, 2010, are appropriated to  
22 13 the department of revenue for the purposes set forth in the  
22 14 grants, receipts, or conditions accompanying the receipt of  
22 15 the funds, unless otherwise provided by law.

22 16 Sec. 50. OFFICE OF SECRETARY OF STATE. Federal grants,  
22 17 receipts, and funds and other nonstate grants, receipts, and  
22 18 funds, available in whole or in part for the fiscal year  
22 19 beginning July 1, 2009, and ending June 30, 2010, are  
22 20 appropriated to the office of secretary of state for the  
22 21 purposes set forth in the grants, receipts, or conditions  
22 22 accompanying the receipt of the funds, unless otherwise  
22 23 provided by law.

22 24 Sec. 51. IOWA STATE FAIR AUTHORITY. Federal grants,  
22 25 receipts, and funds and other nonstate grants, receipts, and  
22 26 funds, available in whole or in part for the fiscal year  
22 27 beginning July 1, 2009, and ending June 30, 2010, are  
22 28 appropriated to the Iowa state fair authority for the purposes  
22 29 set forth in the grants, receipts, or conditions accompanying  
22 30 the receipt of the funds, unless otherwise provided by law.

22 31 Sec. 52. OFFICE FOR STATE-FEDERAL RELATIONS. Federal  
22 32 grants, receipts, and funds and other nonstate grants,  
22 33 receipts, and funds, available in whole or in part for the  
22 34 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
22 35 are appropriated to the office for state-federal relations for  
23 1 the purposes set forth in the grants, receipts, or conditions  
23 2 accompanying the receipt of the funds, unless otherwise  
23 3 provided by law.

23 4 Sec. 53. IOWA TELECOMMUNICATIONS AND TECHNOLOGY  
23 5 COMMISSION. Federal grants, receipts, and funds and other  
23 6 nonstate grants, receipts, and funds, available in whole or in  
23 7 part for the fiscal year beginning July 1, 2009, and ending  
23 8 June 30, 2010, are appropriated to the Iowa telecommunications  
23 9 and technology commission for the purposes set forth in the  
23 10 grants, receipts, or conditions accompanying the receipt of

23 11 the funds, unless otherwise provided by law.  
23 12 Sec. 54. OFFICE OF TREASURER OF STATE. Federal grants,  
23 13 receipts, and funds and other nonstate grants, receipts, and  
23 14 funds, available in whole or in part for the fiscal year  
23 15 beginning July 1, 2009, and ending June 30, 2010, are  
23 16 appropriated to the office of treasurer of state for the  
23 17 purposes set forth in the grants, receipts, or conditions  
23 18 accompanying the receipt of the funds, unless otherwise  
23 19 provided by law.

23 20 Sec. 55. DEPARTMENT OF TRANSPORTATION. Federal grants,  
23 21 receipts, and funds and other nonstate grants, receipts, and  
23 22 funds, available in whole or in part for the fiscal year  
23 23 beginning July 1, 2009, and ending June 30, 2010, are  
23 24 appropriated to the department of transportation for the  
23 25 purposes set forth in the grants, receipts, or conditions  
23 26 accompanying the receipt of the funds, unless otherwise  
23 27 provided by law.

23 28 Sec. 56. DEPARTMENT OF VETERANS AFFAIRS. Federal grants,  
23 29 receipts, and funds and other nonstate grants, receipts, and  
23 30 funds, available in whole or in part for the fiscal year  
23 31 beginning July 1, 2009, and ending June 30, 2010, are  
23 32 appropriated to the department of veterans affairs for the  
23 33 purposes set forth in the grants, receipts, or conditions  
23 34 accompanying the receipt of the funds, unless otherwise  
23 35 provided by law.

24 1 Sec. 57. DEPARTMENT OF WORKFORCE DEVELOPMENT. Federal  
24 2 grants, receipts, and funds and other nonstate grants,  
24 3 receipts, and funds, available in whole or in part for the  
24 4 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
24 5 are appropriated to the department of workforce development  
24 6 for the purposes set forth in the grants, receipts, or  
24 7 conditions accompanying the receipt of the funds, unless  
24 8 otherwise provided by law.

24 9 EXPLANATION

24 10 This bill appropriates for the 2009=2010 federal fiscal  
24 11 year which begins October 1, 2009, block grants available from  
24 12 the federal government and provides procedures for increasing  
24 13 or decreasing the appropriations if the block grants are  
24 14 increased or decreased. General appropriations are made for  
24 15 the 2009=2010 state fiscal year which begins July 1, 2009, of  
24 16 all other nonstate grants, receipts, and funds available to  
24 17 agencies of this state.

24 18 LSB 1018XG 83

24 19 jp/tm/8.1